

IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF PENNSYLVANIA

EDWARD JOSEPH McNATT, )  
Petitioner )  
v. ) C.A. No. 05-124 Erie  
JUDGE OLIVER J. LOBAUGH, )  
Respondent. )

**ORDER OF COURT**

AND NOW, to-wit, this \_\_\_\_\_ day of July, 2007, upon consideration of the Petitioner's Request For an Extension of Time to File Brief, it is ORDERED, ADJUDGED AND DECREED that the motion is granted;

It is FURTHER ORDERED that the Petitioner file a brief addressing the application of the doctrines of exhaustion and/or procedural default to Petitioner's claims, and to specifically address the issue of whether the dismissal of Petitioner's claims as procedurally defaulted would amount to a fundamental miscarriage of justice by July 19, 2007.

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Susan Paradise Baxter  
Chief United States Magistrate Judge